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14 Attorneys for Plaintiff
 Leon B. Hoppe, Jr.
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16 UNITED STATES DISTRICT COURT
 17 NORTHERN DISTRICT OF CALIFORNIA
 18 SAN FRANCISCO DIVISION

19 LEON B. HOPPE, JR.,
 20 Plaintiff,

21 v.

22 UNITED STATES OF AMERICA,
 23 UNITED STATES POST OFFICE,
 24 UNITED STATES POSTAL SERVICE, and
 DOES 1 to 100,

25 Defendants.
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No. C11-0540 RS

**STIPULATION AND [PROPOSED]
 ORDER DISMISSING UNITED
 STATES POSTAL SERVICE AND
 UNITED STATES POST OFFICE**

27 1. On or about February 4, 2011, plaintiff Leon B. Hoppe, Jr. ("plaintiff") filed a
 28 complaint against defendants United States of America, United States Post Office, United States
 Postal Service, and DOES 1 to 100.

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1 2. Defendant United States of America answered the complaint on May 2, 2011. A
2 motion to dismiss the United States Postal Service and United States Post Office was filed on
3 May 2, 2011 and noticed for hearing on at 1:30 p.m. on June 9, 2011.


4 3. The parties hereby agree and stipulate to the dismissal of plaintiff's claims against the
5 United States Post Office and United States Postal Service and the dismissal of the United States
6 Post Office and United States Postal Service as defendants in the above-captioned action with
7 prejudice pursuant to Federal Rule of Civil Procedure 41(a), with each party bearing its own
8 costs and attorney's fees.

9 4. Defendants United States Postal Service and United States Post Office hereby
10 withdraw the Motion to Dismiss United States Postal Service and United States Post Office,
11 (Dkt. 17).

12 IT IS SO STIPULATED.

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14 DATED: May 6, 2011

Respectfully submitted,
MELINDA HAAG
United States Attorney

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17 JENNIFER S. WANG
Assistant United States Attorney
Attorneys for Federal Defendants

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19 DATED: May 5, 2011

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21 E. DENISE SCHISLER
KNEISLER, SCHONDEL AND HUBBS
Attorneys for Plaintiff, Leon B. Hoppe, Jr.

22 **[PROPOSED] ORDER**

23 IT IS HEREBY ORDERED that the defendants United States Postal Service and United
24 States Post Office, and the claims against the United States Postal Service and United States Post
25 Office, are dismissed with prejudice pursuant to Federal Rule of Civil Procedure 41, with each
26 party bearing its own costs and attorney's fees. The June 9, 2011 hearing on the Motion to

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STIPULATION AND [PROPOSED] ORDER DISMISSING UNITED STATES POSTAL SERVICE &
UNITED STATES POST OFFICE
C11-0540 RS

1 Dismiss United States Postal Service and United States Post Office (Dkt. 17) is vacated.

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3 DATED: 5/12/11

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5 RICHARD SEEBORG
6 UNITED STATES DISTRICT COURT JUDGE
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